

United States Bankruptcy Court
Eastern District of Pennsylvania

In re:
Sharonn E. Thomas
Debtor

Case No. 18-17430-elf
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0313-2

User: JEGilmore
Form ID: pdf900

Page 1 of 2
Total Noticed: 9

Date Rcvd: Feb 24, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 26, 2020.

db +Sharonn E. Thomas, 856 North 29th St., Philadelphia, PA 19130-1144
cr +JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, 7255 Baymeadows Way, Jacksonville, FL 32256-6851
cr +Martin Brown, c/o E. McCord Clayton, Esquire, Clayton Commercial Litigation LLC,
Two Penn Center, 1500 JFK Blvd., Suite 920, Philadelphia, PA 19102-1742
cr +THE BANK OF NEW YORK MELLON, RAS CRANE, LLC, 10700 ABBOTT'S BRIDGE ROAD, SUITE 170,
DULUTH, GA 30097-8461
cr +The Bank of New York Mellon et als, RAS Crane, LLC, 10700 Abbotts Bridge Road, Suite 170,
Duluth, GA 30097-8461

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

smg E-mail/Text: megan.harper@phila.gov Feb 25 2020 03:40:34 City of Philadelphia,
City of Philadelphia Law Dept., Tax Unit/Bankruptcy Dept, 1515 Arch Street 15th Floor,
Philadelphia, PA 19102-1595
smg E-mail/Text: RVSVCBICNOTICE1@state.pa.us Feb 25 2020 03:40:20
Pennsylvania Department of Revenue, Bankruptcy Division, P.O. Box 280946,
Harrisburg, PA 17128-0946
smg +E-mail/Text: usapae.bankruptcynotices@usdoj.gov Feb 25 2020 03:40:28 U.S. Attorney Office,
c/o Virginia Powel, Esq., Room 1250, 615 Chestnut Street, Philadelphia, PA 19106-4404
cr E-mail/Text: megan.harper@phila.gov Feb 25 2020 03:40:34 City of Philadelphia,
Law Revenue Department, c/o Pamela Elchert Thurmond, 1401 JFK Boulevard,
5th Floor, Municipal Services Bldg, Philadelphia, PA 19102

TOTAL: 4

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

intp DHO, LLC, 1310 S. 5th Street

TOTALS: 1, * 0, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 26, 2020

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 24, 2020 at the address(es) listed below:

DAMIEN NICHOLAS TANCREDI on behalf of Debtor Sharonn E. Thomas
Damien.Tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com
DANIELLE BOYLE-EBERSOLE on behalf of Creditor U.S. Bank, National Association, as Trustee
for the Structured Asset Investment Loan Trust Mortgage Pass-Through Certificates, Series 2005-8
c/o Select Portfolio Servicing, Inc. debersole@hoflawgroup.com, pfranz@hoflawgroup.com
E. McCord CLAYTON on behalf of Creditor Martin Brown cord@claytonlit.com
GARY F SEITZ on behalf of Trustee TERRY P. DERSHAW gseitz@gsbblaw.com
HAROLD N. KAPLAN on behalf of Creditor The Bank of New York Mellon et als hkaplan@rasnj.com
HOLLY SMITH MILLER on behalf of Trustee TERRY P. DERSHAW hsmiller@gsbblaw.com,
agollmann@gsbblaw.com
JEROME B. BLANK on behalf of Creditor HSBC Bank USA, N.A., As Indenture Trustee et al
paeb@fedphe.com
JEROME B. BLANK on behalf of Creditor Wells Fargo Bank, National Association As Trustee For
et al paeb@fedphe.com
JOSHUA LOUIS THOMAS on behalf of Debtor Sharonn E. Thomas joshualthomas@gmail.com
KARINA VELTER on behalf of Creditor WILMINGTON TRUST, NATIONAL ASSOCIATION
amps@manleydeas.com
KEVIN G. MCDONALD on behalf of Creditor PNC Bank, N.A. bkgroup@kmlawgroup.com
KEVIN M. BUTTERY on behalf of Creditor The Bank of New York Mellon et als
kbuttery@rascrane.com
KEVIN M. BUTTERY on behalf of Creditor DITECH FINANCIAL LLC kbuttery@rascrane.com
KEVIN S. FRANKEL on behalf of Creditor JPMORGAN CHASE BANK, NATIONAL ASSOCIATION
pa-bk@logs.com

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

KRISTEN D. LITTLE on behalf of Creditor JPMORGAN CHASE BANK, NATIONAL ASSOCIATION
pabk@logs.com
MARIO J. HANYON on behalf of Creditor HSBC Bank USA, N.A., As Indenture Trustee et al
paeb@fedphe.com
MARIO J. HANYON on behalf of Creditor Wells Fargo Bank, National Association As Trustee
paeb@fedphe.com
MARIO J. HANYON on behalf of Creditor Wells Fargo Bank, National Association As Trustee For
et al paeb@fedphe.com
MARY F. KENNEDY on behalf of Creditor First Tennessee Bank National Association
mary@javardianlaw.com, tami@javardianlaw.com
MICHAEL J. CLARK on behalf of Creditor Nationstar Mortgage LLC as servicer for The Bank of
New York Mellon F/K/A The Bank of New York as Trustee for First Horizon Alternative Mortgage
Securities Trust 2006-FA2 mjclark@logs.com
PAMELA ELCHERT THURMOND on behalf of Creditor City of Philadelphia pamelathurmond@phila.gov,
karena.blaylock@phila.gov
REBECCA ANN SOLARZ on behalf of Creditor U.S. Bank National Association, as indenture trustee,
for the CIM Trust 2016-FRE1, Mortgage-Backed Notes, Series 2016-FRE1 bkgroup@kmlawgroup.com
ROBERT LEITE-YOUNG on behalf of Interested Party DHO, LLC rleite@roachleite.com,
lanette@roachleite.com
TERRY P. DERSHAW td@ix.netcom.com, PA66@ecfcbis.com;7trustee@gmail.com
THOMAS YOUNG.HAE SONG on behalf of Creditor JPMORGAN CHASE BANK, NATIONAL ASSOCIATION
paeb@fedphe.com
THOMAS YOUNG.HAE SONG on behalf of Creditor HSBC Bank USA, N.A., As Indenture Trustee et al
paeb@fedphe.com
United States Trustee USTPRegion03.PH.ECF@usdoj.gov

TOTAL: 27

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: : **Chapter 13**
Sharon E. Thomas, :
Debtor : **Bky. No. 18-17430 ELF**

ORDER AMENDING OPINION

AND NOW, this 24th day of February, 2020, upon consideration of Martin Brown and Brown and Thomas, LLC's (collectively, "Brown") Motion (Doc. # 183, the "Motion") to correct the Court's Memorandum Opinion issued on February 13, 2020 (Doc. # 179, the "Opinion"):

Upon review of the factual record in this and the Debtor's previous bankruptcy (Bky. No. 17-14588), it is hereby **ORDERED** that:

1. The Motion is **GRANTED**.
2. The Factual Findings of the Opinion, which sanctioned the Debtor's former attorney, Joshua Louis Thomas, for violating Federal Rule of Bankruptcy Procedure 9011(b)(3), are hereby **amended** as follows:
 - a. Paragraph 18(d) of the Opinion (p.8) is **amended** to read: "Thomas only advised Brown of the existence of the bankruptcy filing on or about September 29, 2017, more than two (2) weeks after the arbitration hearing and entry of the arbitration award in the State Court Action."
 - b. Paragraph 18(e) of the Opinion (p.8) is **stricken**.
 - c. Paragraph 20 of the Opinion (pgs.8-9) is **amended** to read: "In entering the Stay Relief Order and annulling the automatic stay in part, this court found that Thomas' conduct in concealing the existence of the bankruptcy until after the arbitration hearing to be

‘completely inexcusable’ and ‘almost shocking.’” (Hearing Transcript, December 15, 2017, at 114, 127) (Bky. No. 17-14588, Doc. #76).¹



ERIC L. FRANK
U.S. BANKRUPTCY JUDGE

¹ In the Motion, Brown’s attorney asserts that “[n]either Mr. Brown nor his counsel wish (nor deserve) to be tarred by association with Mr. Thomas’s conduct [of ignoring the automatic stay imposed by the Debtor’s bankruptcy proceeding].” Motion at ¶7.

However, review of the facts reveals that Brown was not simply an innocent actor which fully understood and respected the effects of the automatic stay on the pending state court action. After receiving notice of the Debtor’s bankruptcy filing, which occurred on or about September 29, 2017, Brown continued to proceed in state court and took affirmative steps to enter the arbitration award as a judgment in that venue, in violation of the automatic stay. See Transcript of hearing held on December 15, 2017 (Doc. # 76 in Bankr. No. 17- 14588, at 82-93.)

Because Brown’s proceeding in state court despite having knowledge of the Debtor’s bankruptcy violated the automatic stay, I entered an order which, *inter alia*, voided Brown’s actions. See Doc. # 73 in Bankr. No. 17-14588.